

## **REMARKS**

The presently pending claims include claims 1, 3-7, 13, 15-19, and 42-50. Applicant appreciates that the Examiner has substantively allowed these claims. However, the Office Action has tentatively rejected these claims based on a defective oath/declaration. In response, Applicant submits herewith a newly signed, updated reissue declaration.

### **New Reissue Oath/Declaration**

The position taken by the Office Action was one that the original reissue oath/declaration was defective, because the claims had been further amended during the reissue prosecution, thereby changing the apparent errors. The inventors are in Japanese citizens, living in Japan and are difficult to reach. The undersigned twice call the examiner and each time left a voice message for the Examiner in this matter. In this regard, the undersigned wanted to get the Examiner's input as to the specific language that the Examiner wanted to see in a revised declaration. However, the Examiner never returned either message.

Therefore, the undersigned proceeded to commission an agent to locate the inventors, and to put together an oath/declaration, which is appropriate for the present circumstances. In this regard, attached is a revised oath/declaration for the claims as they presently appear in this reissue application. The inventors have, in the

declaration, acknowledged the substantive amendments previously made, and have specified the error in the original issued patent.

In view of the accompanying declaration, the outstanding rejections should be withdrawn.

### **Claim Objections**

The Office Action also objected to the form of the markings/annotations that appeared in an amendment filed June 22, 2005. To address this objection, Applicant submits herewith a substitute amendment, which replaces that amendment. This substitute amendment changes the annotations in accordance with the examiner's request (e.g., making the annotations with respect to the issued patent, and using brackets rather than strikethrough for deletions). There has also been an ensuing amendment (filed August 9, 2007), which is still effective to cancel rejected claims, thereby retaining only claims defining allowable subject matter.

In view of the foregoing, Applicant respectfully submits that this reissue application is in good and proper form for allowance.

If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

No fee is believed to be due in connection with this amendment and response to Office Action. If, however, any fee is believed to be due, you are hereby authorized to charge any such fee to deposit account No. 20-0778.

Respectfully submitted,

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